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*Attorney for Petitioner Hector Leonard Jardine

11 UNITED STATES DISTRICT COURT
12 DISTRICT OF NEVADA

13 Hector Leonard Jardine,
14 Petitioner,
15 v.
16 Brian Williams, *et al.*,
17 Respondents.

Case No. 2:16-cv-02637-RFB-NJK

**Unopposed Motion for Extension of
Time to File Amended Petition for
Writ of Habeas Corpus**

(Second Request)

Points And Authorities

Petitioner Hector Jardine respectfully asks this Court to enter an order extending his deadline for filing a counseled amended petition by 120 days from June 22, 2018 until October 20, 2018.

Mr. Jardine was convicted following a four-day jury trial of one count each of attempt murder with use of a dangerous weapon, burglary, first-degree kidnapping with use of a dangerous weapon and with substantial bodily harm, and sexual assault with use of dangerous weapon. He was sentenced to a total of 50 years to life.

This is Mr. Jardine's second request for an extension. In his first, counsel highlighted the many things she and members of her office were doing to track down Mr. Jardine's complete file from the courts and prior counsel. Counsel has now received complete files from the courts, has reviewed the majority of those records, and has met with Mr. Jardine in person at High Desert State Prison.

Counsel, like Mr. Jardine before her, is having difficulty reaching his prior attorney, Conrad Claus, who represented him on post-conviction and appeal. It appears his prior trial attorneys transmitted their files to Mr. Claus. The FPD contacted Mr. Claus at the contact information he has listed with the State Bar, but he never responded. An investigator has located Mr. Claus in New Orleans and counsel is in the process of contacting him by e-mail and certified letter. Mr. Claus's file is vital to counsel's evaluation of Mr. Jardine's case, and this extension of time will allow her and her investigator to hopefully locate Mr. Claus and the file.

The additional period of time is necessary in order to effectively and thoroughly represent Mr. Jardine. The motion is not filed for the purposes of delay but in the interests of justice, as well as the interests of Mr. Jardine. The requested time will give counsel time to contact Mr. Claus and locate his file, conduct any

1 necessary investigation into both substantive and procedural matters, and draft a
2 petition.

3 On June 21, 2018, counsel e-mailed Assistant Solicitor General Jeffrey M.
4 Connor regarding this request. He responded that he does not have any objection,
5 with the understanding that his lack of objection is not a waiver or concession of
6 any kind.

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8 Dated June 21, 2018.

9 Respectfully submitted,

10 Rene L. Valladares
11 Federal Public Defender

12 /s/Amelia L. Bizzaro
13 Amelia L. Bizzaro
14 Assistant Federal Public Defender

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16 IT IS SO ORDERED:

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18 RICHARD F. BOULWARE, II
19 UNITED STATES DISTRICT JUDGE

20 DATED this 22nd day of June, 2018.
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Participants in the case who are registered CM/ECF users will be served by the CM/ECF system and include: Jeffrey M. Conner.

Hector Jardine
No. 94724
High Desert State Prison
PO Box 650
Indian Springs, NV 89070

/s/ Jessica Pillsbury
An Employee of the
Federal Public Defender